File No. A.F.D. 413 Fe.L 70

MYSORE GOVERNMENT SECRETARIAT

Notes/Correspondence/Collection

Department A&F Section Forest A.

Subject:— Forest Defn – N.K. Dist – Sirsi Tq – Request of Sri R.V. Kamath Hegde to assign 20 acres of land as "Betta" out of F.S.No. 49 of Lankakanahalli.

Earlier References :—

Later References :—

25-11-70
11-2-71

(Classification A/B/C)

Notes Pages..... 6 .....
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For/Not for Section Note Book
To be destreyed after.....

B.S. Basappa
Under Secretary to Government.

A 1141 elt

Indexed

Vatsala.e
(ಎಸ್. ಆರ್. ವತ್ಸಲ)
ಸಹಾಯಕ ಕಾರ್ಯದರ್ಶಿ,
ಅರಣ್ಯ, ಪರಿಸರ ಮತ್ತು ಜೀವಿಶಾಸ್ತ್ರ ಇಲಾಖೆ.
(ಆರಣ್ಯ-2).

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DOCKET SHEET

Department: A&F

File No. AFD. 413. FEL70

Section Forest 'A'

Volume:

SUBJECT

Forest Dept - N.K. Dist - Sirsi Taluk - Request of Sri R.V. Kamath Aversa to assign 20 acres of land as "Belta" out of F.S.No. 49 of Landakanahalli -

Number and date	To whom sent	Instructions
1	2	3
Min. of St. Forests, No. F 199/70 Date, 25/11/	Secy A & F.	
8122 27.11.70		

3 AFD. 413. FL 70

Sl. No. 1. letter No. B3/82/GFL/2222/70-71 dated 23.11.70 of the C.C.F. Blr

Note. 1.

(i) The Divisional Commissioner, Belgaum, has sent proposals for grant of 20 acres of Betta-land to Sri R.V. Kamat of Aversa, Sirsi Tq, N.K. Dist, out of F.S. No. 49 of Sandakanahalli Village, adjoining to the 4 acres garden-land.

(ii) The C.C.F has stated, that though a decision was taken in the meeting held on 10.4.69 at his chambers of F.M (Decision No 5) to grant 5 acres of land for every acre of garden land, no Govt. orders have been issued by Govt. He has also stated that no orders (as mentioned in the report of the Divisional Commissioner Belgaum) have been received by him permitting assignment of Betta lands to the holders of garden land, in pursuance of the proceedings of the meeting. It is stated that in G.L.-NR.D. 94-GNA 69, dated 10/13-4-70 R.D. has issued instructions for assignment of Betta-lands @ 5 acres to every acre of garden-land.

(iii) The C.C.F, has stated however

1 para 5.

AFD. 413. FCL 70

If ACF Defn is in agreement with the decision of the meeting held on 10.4.69, he has no objection to assign fresh betta of 20 acres to the garden holder.

(iv) Actually ABF Defn is not aware of any instructions issued by R.D in G.L.No.RD.94. GNA70 dated 10/13-4-70 to the Divisional Committee Bdgaum for assigning the Betta land in the proposal indicated in the proceedings of the meeting. We have not issued any orders/instructions in this aspect. Further the forest land proposed is not a protected forest but unassigned betta. This will be a precedent.

(v) In the first instance the file may be referred to R.D to offer their remarks and to furnish a copy of G.L.No.RD 94 GNA70 dated 10/13-4-70 issued in this respect.

25/11

25/11/70

Dy. Secy to A&F
No. 5
25/11.

25/11/70

RD). —2—

Instructions have already been issued to the Dy Commr. North-Kanara in Govt letter R.D. 94 GNA 70 dt 10.4.70

AFD-413-FC&LTO

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to assign betta lands to the holders of ~~betta~~ garden lands in N.K.Dt., as decided at the meeting of the officers held at the chambers of the F.N. on 10.4.69. A copy of the said Govt letter is annexed. With this information, the file may be returned to A&F Dept.

25/11/70

A. ~~&F.~~ D.

Note 3

1) Pursuant to the decision taken by the Govt. on 10.4.69, the RDs have already issued clear instructions to the Dy. Comms. N.K. Dist. to release proportionate extent of Betta lands in favour of garden cultivators. The Distl. Comm's ref. to the Govt, is a sequel to the CE's view that the land in question namely f.s. no. 49 of Lambakambatha is (1) not included in the area of 1 lakh acres decided to be released, and

(2) the area is required for extension of Sirsi Town.

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(2) . The Divl Comm. Belgaum is of the view that the extent of 20 acres, now proposed for release can be treated as part of the one Lakh acres and that there is alternative area available for extension purposes. We may accept the recommendation of the Divl. comm. and permit the Dy. Conr. to release the land in favour of Sri R. V. Kamat, proportionate to his holding under garden cultivation & subject to availability.

25/11/70

F1997

M(Forests) -4-

The proposal to release (Seventy) 20 Acs is agreed. orders may issue

26/11/70.

ALUR HANUMANTHAPPA
Minister of State for Forests

Secy (Agri)

-5-

A letter to the Divl. Comm. be issued (with copies to RO & the Dy. Conr. NK. Dist.) (our ref) to release the extent of 20 acres, as appd. above

27/11/70

AFD. 413. Fal 70

D&T Retd is for approval

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27/11. for approval.

DS) 27/11/70.

I saw
27/11/70

Sl. No. 3. letter No. B3/82/GFL/2222/70-71 dated 21.12.70 of the C.C.F. B'ld.

On G.I dated 27.11.70, it was agreed to release 20 acres of Betta land out of F.S. No. 49 of Landakanahalli, Sisai Tq, in favour of Lt. R.V. Kamat for garden cultivation.

The C.C.F has now requested to issue a G.O instead of a mere letter since the area so ordered to be assigned as betta is to be legally notified as Betta by a separate Notification in due course.

We may agree with the proposal of C.C.F.

A draft G.O. is put up for approval

Dy. Secy. A&F No. 3574 23/11

draft g.o. is for approval in view of the circumstances explained by the C.C.F.

DS) 23/1/71

May be issued

23/1/71

I saw
23/1/71

S.M.Y

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PROCEEDINGS OF THE GOVERNMENT OF MYSORE.

Subj- Forest Department - North Kanara District-Sirsi Taluk Landakanahalli Village - P.F.No.49 - assignment of 20 acres as Batta to Sri K.V.Kamat of Averse - Regarding.

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Order No. AFD 413 FOL 70

BANGALORE DATED THE 4TH FEBRUARY 1971.

With reference to the correspondence ending with letter No.13/82/471/2222/70-71 dated 21-12-70 of the Chief Conservator of Forests in Mysore, Bangalore and in supersession of Government letter of even No. dated 27-11-70, on the subject mentioned above, the Governor is pleased to accord sanction for the assignment of 20 acres of land out of P.F.No.49 of Landakanahalli, Sirsi Taluk, North Kanara District, as Batta to Sri K.V. Kamat of Averse, proportionate to his holding under the garden cultivation and subject to availability.

The Chief Conservator of Forests is directed to take further action as in the matter.

M.A.Srinivasan
(M.A.Srinivasan)
Under Secretary to Government,
Agriculture & Forest Department.

To

The Chief Conservator of Forests (General), in Mysore, Bangalore.
The Divisional Commissioner, Belgaum.
The Deputy Commissioner, N.Kanara, along with case papers.

Copy to: Revenue Department.
Section Guard File.

dg/42 K/

Sl.No.4 98

PROCEEDINGS OF THE GOVERNMENT OF MYSORE.

Sub:- Forest Dept. - N.K. Dist. Sirsi Tq. Landakanahalli village - F.S.No. 49 - assignment of 20 acres as betta to Sri R.V. kamat of Aversa - regarding.

ORDER No. AFD 413 FGL 70 Dated 4th February 71.

BANGALORE DATED THE

Read the correspondence ending with letter No. B3/82/GFL/2222/70-71 dated 21.12.70 of the CCF in Mysore Circle and in succession of G.L. of even no. dated 27.11.70, on the subject mentioned above the Governor is pleased to accord sanction for the assignment of 20 acres of land out of F.S.No. 49 of Landakanahalli Sirsi Tq, N.K. Dist, as Betta to Sri R.V. kamat of Aversa, for horticulture to his existing garden subject to availability of water for cultivation. The CCF is directed to take further action in the matter.

ISSUED
Dated 5.2.1971.

To

CCF
Divisional Commissioner Belgaum
DC. N.K along with case papers

Copy RO

JT/1
dtd 23/1/71
with ASP
L
2/2/71

S/N-3

10

No.B3/82/GFL/222/70-71

CHIEF CONSERVATOR'S OFFICE: (GENL.)
Bangalore, dated, 21 December, 1970

To

The Secretary to Government,
Agriculture and Forest Department,
Bangalore.

Sir,

Sub: Request of Sri R.V.Kamat - Aversa land for Betta Assignment.
Ref: Government letter No.AFD 413 FGL 70 dt.27-11-70.

In this case, it will be appropriate to issue a G.O. instead of mear letter since the area so ordered to be assigned as Betta is to be legally notified as Betta by a separate Government Notification in due course. Moreover in the letter it is indicated to release the betta land which is not properly worded. The appropriate word to be used will be to assign as betta certain area etc.

If the Government have no objection the letter may be replaced by a Government Order suitably amending the wording as assignment of betta instead of release of betta.

Yours faithfully,

Chief Conservator of Forests (Genl.)

Sl. No. 2

GOVERNMENT OF MYSORE

11 6

No. AFD 413 FEL 70

MYSORE GOVERNMENT SECRETARIAT,
VIDHANA SOUDHA,

Dated, Bangalore, 27-11-70. 196

FROM

The Secretary to the Government of Mysore,
Agriculture & Forest Department.

To

The Divisional Commissioner,
Belgaum Division,
Belgaum.

Sir,

Sub:- Request of Sri K.V.Kamat - Avarsa land for Betta assignment.

With reference to your letter No.R1/RO(A).2357 dated 16-11-70 on the above subject, I am directed to convey the approval of Government to the release of Betta land up to an extent of 20 Acres out of P.T.No.49 of Landaimanalli in favour of Sri K.V.Kamat of Avarsa proportionate to his holding under the garden cultivation and subject to availability.

Yours faithfully,

Sd/-

(M.A.Srinivasan)
Under Secretary to Government,
Agriculture & Forest Department.

Copy to: The Revenue Department, with reference to letter No.RD 94 GLA 69 dated 10/13-4-1970.
The Deputy Commissioner, N.Kanara District, Karwar.
The Chief Conservator of Forests (General) in Mysore, Bangalore, with reference to his letter No.15/32/GFL/2222/70-71 dated 23-11-1970.

M. A. Srinivasan

(M.A.Srinivasan)
Under Secretary to Government,
Agriculture & Forest Department.

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TO
The Divl Comnr.
Belgaum Divn
Belgaum.

Sir
Sub: Request of Sri R.V. Kawat Aversa
land for Betta assignment.

W.r.to your no. RD/FORSR 2857 dt
16-11-70 on the above subject I am directed to
convey the approval of Govt to the release of
Betta ~~forest~~ land/ to an extent of 20 Acres out of F.S. No.
490 of Kadakolashalli in favour of Sri R.V.
Kawat of Aversa proportionate to his holding
under the garden cultivation ~~&~~ and subject to
availability.

YF.
28/11/70.
US to Govt
AR&D
B83
27/11.

Copy to RD w.r.to letter no. RD94GRA69
dt 10/13-4-70.

Copy to the Dy Comnr K-K Dist Karwar.

Copy to the CCF (G) w.r.to his letter no. B3/82/
GFL/2222/70-71 dt 23-11-70.

Issued
27.XI.70

13 4

GOVERNMENT OF MYSORE

No. RD 94 GNA 69.

MYSORE GOVERNMENT SECRETARIAT,
VIDHANA SOUDHA,

Dated, Bangalore,.....10-4-....1970.

13

FROM

The *Secretary to the Government of Mysore*
Revenue Department.

To

The Deputy Commissioner,
North Kanara,
Karwar.

Sir,

Sub:- Assignment of betta land to the holders of garden land in North Kanara District.

Please refer to item No.6 of Proceedings of the meeting held in the Chambers of the Minister for Finance on 10th April 1969 to consider the question of grant of forest land proposed to be released in North Kanara District for cultivation of Coffee Plantation, on the recommendations of the High Power Committee and other issues raised at Sirsi Conference held on 18th October 1968.

Government have released forest lands in G.O.No. AFD 24 FCL dated 13-4-69 and the first batch out of this will be handed over to the Revenue Department by May 1970. Since it is confirmed in your letter No.FCR IBSR 606 dated 11-2-70 of betta land including the ratio of such assignment that the assignment/with reference to the extent of garden land, was made at the time of original settlement conducted in 1866 and 1890 and that the assignment of betta lands were supported by the resolutions of the Ex-Bombay Government, I am directed to state that the betta lands may be assigned to the holders of garden lands in your district as decided at the meeting held on 10-4-69. It is however made clear that the rights of the holders of garden lands in the lands assigned as betta should be restricted to the previlege enumerated in Rule 42 under Chapter V of the Bombay Forest Manual Volume II

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Sl.No.1. 15 3

C. F. No. 45]

Telegram / phone

GOVERNMENT OF MYSORE

AFD 8930 FA 70

OFFICE OF 24/11/70

THE CHIEF CONSERVATOR OF FORESTS

(GENERAL) IN MYSORE: BANGALORE.

No. B3/82/GFL/2222/70-71.
Encls. Case papers

Date 23 November, 1970.

To

The Secretary to Government,

Agriculture and Forest Department,

BANGALORE.

Dy. Secy. A&F No. 8930 24/11.

Sir,

Sub: Request of Shri R.V.Kamat - Aversa land for Betta assignment.

I enclose herewith the correspondence ending with letter No.RB. FOR.SR.2857 dated 16-11-70 from the Divisional Commissioner, Belgaum.

2. No Government Orders were however been received on the Proceedings of the Meeting whichtook place in the Chambers of the Hon'ble Minister for Finance on 10-4-69, in respect of decision No.5 Moreover the letter No. RD 94 GNA 69 dated 10/13-4-70, of the Government in the Revenue Department has not been made available to this Department.

3. In view of this, if the Government is in agreement with the decision which took place in the Chambers of the Hon'ble Minister for Finance, (Vide Decision No.5) I have no objection for the assignment of fresh Betta of 20-0-0 acres out of F.S.No.49 of Landakanahalli Village, Sirsi Taluka, to the garden land of 4-0-0 acres in S.No.47 of Landakanahalli in favour of Shri R.V.Kamat of Aversa. The area so assigned shall be counted towards the balance area of 1,00,000 acres.

Orders of Government in the matter may kindly be communicated.

Yours faithfully,

Chief Conservator of Forests (Genl.)

DS

24/11/70

and as further amplified in G.O. AFD 6 MRP 58 dated 19-5-58.

Yours faithfully,

Sd (B.P.KRISHNA)
Under Secretary to Government,
Revenue Department.

Copy to:- 1. The Divisional Commissioner, Belgaum Division, Belgaum.

2. Agriculture & Forests Department.

3. P.S. to Minister for Finance for being placed before the Minister for his information.

"TRUE COPY"

(J.T.BORKER)
Under Secretary to Government,
Revenue Department.

25/11

16 2

GOVERNMENT OF MYSORE

Telegram:— "BELDICOM"
phone:— {Res : 1 / Office : 2

From :

The Divisional Commissioner
Belgaum Division, Belgaum.
P. B. No. 3.
Belgaum.

To :

The Secretary to Government,
Agriculture & Forests Department,
P. B. No. 345,
Vidhana Soudha, Bangalore. 1.

No. RB/FORSR.2857. Enclo : Date : 16-11-1970.

Sir,

Subject : Request of Shri R.V.Kamat, Aversa
Land for Betta assignment.

In forwarding herewith the correspondence resting with the Deputy Commissioner, North Kanara's ~~Ref~~ letter No.FOR.I.B.SR.550, dated 25-9-1970 on the above subject, I write to state as under :-

2. This case relates to the request of Shri R.V. Kamat Aversa of Sirsi, holder of the general power of Attorney for Smt. S.R.Kamat and 2 others, for assignment of land as Betta for the garden-land raised by him in S.Nos. 47 of Landakanhalli village in Sirsi Taluka, out of F.S.No.49 of Landakanhalli or F.S.No.53 of Chipgi in Sirsi Taluka which are adjacent to the said garden-land.

8404 20/11/70

3. In view of Government letter No.AF.D.136 FGL 61 dated 8-5-62 prohibiting new assignment of forest lands for Betta purposes, the request of the applicant could not be considered until recently. Following the decision taken in the meeting held in the chambers of the Minister for finance on 10-4-1969 regarding grant of Betta-lands - decision No.5 of the decisions reached in the said meeting - Government have issued instructions under their letter No. RD 94 GNA 69, dated 10/13-4-1970 permitting assignment of betta-lands to the holders of garden lands in North Kanara District. It is embodied in this decision that the Betta to the assigned shall be made in the ratio of 1:5, that the land to be thus assigned shall be within one mile from the garden-land and that such assignment shall be from out of 1 lakh acres to be released by Forest Department for cultivation purposes.

19 NOV 1970

19/11

4. The R. of R. extract on page 105 of the case-papers shows that the applicant has raised betelnut plants in an area of 4 acres out of S.No.47 of Landakanhalli. In the ratio of 1:5 he would be eligible for 20 acres of Betta.

5. The Conservator of Forests, K.C., Dharwar who was consulted in the matter, is not in favour of releasing any area out of the two forest S.Nos. in question as the land comprised in them would be required for the expansion of the Sirsi Township. The Conservator's suggestion to select alternative area out of the area released for cultivation under the G.O.of 16-4-1969 for the purpose is reported to be not capable of implementation as no other suitable area

....2.

is available within a distance of one mile. The Deputy Commissioner reports that the land out of F.S.No.49 is not included in the total area released so far for cultivation nor would it be one of those forest lands to be released hereafter, so that the condition that the land to be assigned as Bettax should form part of the total area of 1 lakh, released and to be released cannot be fulfilled.

6. It is pointed out by the Deputy Commissioner in his letter dated 25-9-1970 that additional land for the Town expansion of Sirsi is available in the other adjoining villages viz. Chipgi, Kalkani and Sirsi proper and that the position would not change, even after release of the additional area of 30,000 acres remaining out of the target of lalakh acres. I would therefore suggest that the Deputy Commissioner's proposals to release forest land to the extent of 20 acres out of F.S.No.49 of Landakanahalli, (which is stated to be more suitable) shown in red colour on the sketch at Pages 101 of the case-papers for eventual assignment as "Betta" may be accepted and Government moved to issue early orders in the matter.

Yours faithfully,

O.C.signed by
the Divl.Commr.

(M.K.Sawri.)
for Divisional Commissioner,Belgaum.

Through the Chief Conservator of Forests in Mysore, Bangalore.

bpk.13.11.70.c4.